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<b>TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT</b> (Under 37 CFR 1.97(b) or 1.97(c))					Docket No. 17296	
In Re Application of: Tomoya Takahashi						
Application No. 10/726,937	Filing Date December 3, 2003	Examiner John P. Leubecker	Customer No. 23389	Group Art Unit 3739	Confirmation No. 5378	
Title: ADJUSTING METHOD FOR ENDOSCOPE SYSTEMS						
<b>Payment of Fee</b> (Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))						
<input checked="" type="checkbox"/> A check in the amount of <b>\$180.00</b> is attached.						
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>19-1013/SSMP</u> as described below.						
<input type="checkbox"/> Charge the amount of						
<input checked="" type="checkbox"/> Credit any overpayment.						
<input checked="" type="checkbox"/> Charge any additional fee required.						
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.						
<b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
<b>Certificate of Transmission by Facsimile*</b>				<b>Certificate of Mailing by First Class Mail</b>		
<div style="border: 1px solid black; padding: 5px;"><p>I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fa</p><p>_____ (Date)</p><p>_____ Signature</p><p>_____ Typed or Printed Name of Person Signing Certificate</p></div>				<div style="border: 1px solid black; padding: 5px;"><p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on</p><p>June 29, 2006 (Date)</p><p>_____ Signature of Person Mailing Correspondence</p><p>Thomas Spinelli</p><p>_____ Typed or Printed Name of Person Mailing Certificate</p></div>		
<p><b>*This certificate may only be used if paying by deposit account.</b></p> <p>_____ Signature</p>				Dated: June 29, 2006		
<p>Thomas Spinelli Reg. No. 39,533 SCULLY, SCOTT, MURPHY &amp; PRESSER, P.C. 400 Garden City Plaza, Ste. 300 Garden City, NY 11530 (516) 742-4343 TS:DAT:jam</p>						
CC:						

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT****(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.

17296

In Re Application Of: **Tomoya Takahashi**

Application No.

Filing Date

Examiner

Customer No.

Group Art Unit

Confirmation No.

10/726,937

December 3, 2003

John P. Leubecker

23389

3739

5378

Title: **ADJUSTING METHOD FOR ENDOSCOPE SYSTEMS**

Address to:

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

1. ☐ The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2. ☒ The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:

☐ the statement specified in 37 CFR 1.97(e);

**OR**

☒ the fee set forth in 37 CFR 1.17(p).



**Examiner: John P. Leubecker**

**Serial No.: 10/726,937**

**Art Unit: 3739**

**Filed: December 3, 2003**

Docket: 17296

**For: ADJUSTING METHOD FOR  
ENDOSCOPE SYSTEMS**

**Dated: June 29, 2006**

**Conf. No.: 5378**

**Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

## **INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.

1. United States Patent No. 4,800,424, issued to Noguchi, dated January 24, 1989; and
2. German Laid-Open Patent Publication No. DE 195 29 164 A1, dated February 15, 1996, together with English-language Abstract.

**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, Box 1450, Alexandria, VA 22313-1450 on June 29, 2006.

**Dated: June 29, 2006**

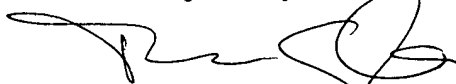
## Thomas Spinel

The references were cited in an Office Action dated March 16, 2006 received from the German Patent Office. Applicant is submitting a copy of reference number 2, together with a copy of the Office Action and an English translation thereof. In accordance with the waiver of 37 C.F.R. § 1.98 (a)(2)(i) in effect as of June 30, 2003, applicant is not required to submit a copy of the above-cited U.S. Patent reference. Please note the other reference cited in the Office Action, namely, U.S. Patent No. 5,187,572 A, issued to Nakamura et al., dated February 16, 1993, was previously cited by the Examiner in an Office Action dated May 2, 2006. The relevance of the above-identified references has been described in the Office Action.

In compliance with the requirements of 37 C.F.R. §1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 37 C.F.R. §1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits a translation of the official action by a foreign examiner in which the references were cited. The relevance to the pending U.S. patent application is that the references were cited in a foreign patent application on the same subject matter. However, no independent analysis of the references, the accuracy of the statement of the foreign examiner or the claims of the foreign application under the laws of that country or the United States relative to the subject matter claimed in the present application has been made; the present understanding of the contents thereof by the undersigned being based on the translation of the foreign examiner's comments submitted herewith.

Inasmuch as this Information Disclosure Statement is being submitted in accordance with the schedule set out in 37 C.F.R. § 1.97(c), the petition fee is enclosed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Thomas Spinelli', written over a horizontal line.

Thomas Spinelli

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<div>INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)</div> <div><div>RECEIVED JUN 03 2006 PATENT &amp; TRADEMARK OFFICE</div><div>RECEIVED JUL 03 2006 PATENT &amp; TRADEMARK OFFICE</div></div>				Docket Number (Optional) <b>17296</b>		Application Number <b>10/726,937</b>		
				Applicant(s) <b>Tomoya Takahashi</b>				
				Filing Date <b>December 3, 2003</b>		Group Art Unit <b>3739</b>		
U.S. PATENT DOCUMENTS								
*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
		4,800,424	1/24/1989	Noguchi				
FOREIGN PATENT DOCUMENTS								
	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
		DE 195 29 164 A1	2/15/1996	Germany			YES	NO
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)								
EXAMINER				DATE CONSIDERED				
EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.								